

1
2
3
4
5
6
7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE SOUTHERN DISTRICT OF CALIFORNIA
10

11 GEORGIA-PACIFIC CONSUMER)
12 PRODUCTS LP, a Delaware limited)
partnership,)

13 Plaintiff,)

14 v.)

15 LEE'S GENERAL TOYS, INC., a California)
corporation, JOHN LEE, an individual,)
16 RUNHUI PAPER CO., LTD., a Chinese)
Corporation, SHANTOU KID TOYS CO.,)
17 LTD., a Chinese Corporation, SANDY LEE,)
an individual, DOUBLE BARGAIN, INC., a)
18 California corporation, and DOES 5-100,)

19 Defendants.)
20
21
22
23
24
25
26
27
28

Civil Action No. 07-CV-02391 JAH POR

**FINAL CONSENT JUDGMENT AND
ORDER FOR PERMANENT
INJUNCTION WITH RESPECT TO
DEFENDANTS LEE'S GENERAL TOYS,
INC., JOHN LEE, SANDY LEE, AND
DOUBLE BARGAIN, INC.**

1 Upon Plaintiff Georgia-Pacific Consumer Products LP (“Georgia-Pacific”) and
2 defendants Lee’s General Toys, Inc., John Lee, Sandy Lee, and Double Bargain, Inc.
3 (collectively, the “Lee Defendants”) appearing in the above captioned action,

4 **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** as follows:

5 1. This Court has personal jurisdiction over Georgia-Pacific and the Lee Defendants
6 and jurisdiction over the subject matter of this action by virtue of the Lanham Act, 15 U.S.C.
7 § 1121(a), and 28 U.S.C. §§ 1331, 1338(a) and (b). This Court also has supplemental
8 jurisdiction over Plaintiff’s state law claims pursuant to 28 U.S.C. § 1367(a). Venue in this
9 District is proper.

10 2. United States Trademark Registration Numbers 781,414; 1,172,215; 2,512,417;
11 2,972,819; 2,989,711; and 2,912,982 (the “**ANGEL SOFT** Trademarks”) are valid and
12 enforceable.

13 3. The Lee Defendants’ use of the “Angelite,” “Angel Lite,” and/or “Angelito”
14 marks in connection with the sale of goods was without the consent of Georgia-Pacific. The Lee
15 Defendants’ use of such marks in commerce is likely to cause confusion with the **ANGEL**
16 **SOFT** Trademarks, or to cause mistake, or to deceive. Accordingly, judgment with respect to
17 Count I for trademark infringement under 15 U.S.C. § 1114(a) of the Second Amended
18 Complaint will be entered for Georgia-Pacific and against the Lee Defendants.

19 4. Judgment with respect to Counts II – X of the Second Amended Complaint will
20 also be entered for Georgia-Pacific and against the Lee Defendants.

21 5. The Lee Defendants waive the right to challenge Georgia-Pacific’s claims in this
22 action that as a direct and proximate result of the Lee Defendants’ infringement of the **ANGEL**
23 **SOFT** Trademarks, Georgia-Pacific has been damaged. The parties, however, stipulate that no
24 damages from the Lee Defendants shall be awarded to Georgia-Pacific in this action.

25 6. The Lee Defendants are bound by the Permanent Injunction attached as Exhibit A,
26 which will be entered.

27 7. The Court will retain jurisdiction over enforcement of the Permanent Injunction.
28

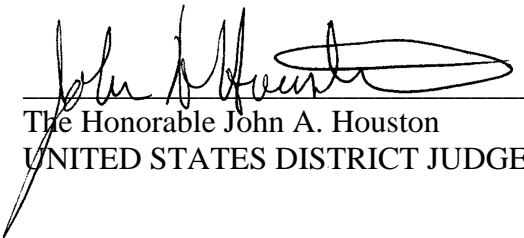
1 8. This Consent Judgment and Order constitutes a final judgment in this action as to
2 the Lee Defendants pursuant to Fed. R. Civ. Proc. 54(b).

3 9. This Consent Judgment and Order shall be binding upon and enforceable by
4 Georgia-Pacific and its successors in interest or assigns and the Lee Defendants and their
5 successors in interest or assigns.

6 There being no just reason for delay, the Clerk of the Court is hereby directed to enter
7 this Order.

8
9 **IT IS SO ORDERED.**

10
11 DATED: June 27, 2008


The Honorable John A. Houston
UNITED STATES DISTRICT JUDGE